

FINAL AGENDA
ENVIRONMENTAL QUALITY COUNCIL

State Capitol, Room 172

9:00 a.m., Thursday, May 6, 2010 and 8:00 a.m., Friday, May 7, 2010

NOTE: AGENDA ITEM TIMES ARE APPROXIMATE--SOME ITEMS MAY TAKE MORE OR LESS TIME THAN IS ALLOTTED.

Thursday, May 6, 2010:

9:00 a.m. **Call to Order - Roll Call** - Chairman Vincent

9:05 a.m. **Administrative Matters** - Ms. Stockwell

1. Adoption of March 4 and 5 EQC meeting minutes
2. EQC budget review

9:15 a.m. **HJR 1 -- Study of Biomass**

1. Introduction of Commerce Feasibility Studies, Tom Kaiserski
2. NorthWestern Energy, John Fitzpatrick and Rosalie Cates
3. Porter Bench Energy, Frank Best
4. New Technologies -- Timothy West, John Deere
 Steve Marks, Marks Lumber
5. Introduction of Matrix and Report -- Ms. Nowakowski
6. Public comment
7. Questions & discussion of policy recommendations/legislation
8. Committee action, if any
9. Directions to staff

(a 15 minute break will occur at approximately 10:15 a.m.)

11:45 p.m. **Biomass Equipment Demonstration** -- 1100 North Last Chance Gulch

LUNCH on your own

1:15 p.m. **PPL Montana vs. State of Montana (navigable rivers) court case**

1. Update on SUPCO ruling -- Staff
2. Public comment
3. Questions & discussion -- EQC
4. Committee action, if any
5. Directions to staff

2:00 p.m. **HJR 30 -- Study of Fire Suppression**

1. Update and report on Education and Local Government Interim Committee hearing -- Leanne Heisel, LSD
2. Public comment
3. Questions & discussion of policy recommendations/legislation
4. Committee action, if any
5. Directions to staff

2:45 p.m. **SJR 28 -- Study of Recycling**

1. Review of draft report & draft findings -- Ms. Nowakowski
2. Public comment
3. Questions & discussion of policy recommendations/legislation
4. Committee action, if any
5. Directions to staff

3:05 p.m. **BREAK**

3:20 p.m. **HJR 15: Tourism and Recreational Access Study**

1. Review of draft report & draft findings -- Ms. Stockwell
2. Public comment
3. Questions & discussion -- EQC
4. Committee action, if any
5. Directions to staff

3:40 p.m. **Agency Oversight: DEQ -- Opencut Mining**

1. Agency presentation
2. Public comment
3. Questions & discussion -- EQC

4:00 p.m. **Agency Oversight: FWP Fish Creek Acquisition**

1. Agency update -- Dir. Joe Maurier & Chas Van Genderen
2. Public comment
3. Questions & discussion -- EQC
4. Committee action, if any
5. Directions to staff

4:30 p.m. **Whitmore Ravine**

1. Introduction and overview -- Sen. Hamlett & Joe Murphy
2. Public comment
3. Questions & discussion -- EQC
4. Committee action, if any
5. Directions to staff

5:00 p.m. **RECESS OF EQC MEETING**

Friday, May 7, 2010:

8:00 a.m. **Reconvene EQC Meeting**

8:05 a.m. **Rule Review**

1. General overview -- Staff
2. CECRA update: Director Oppen
3. Public comment
4. Questions & discussion -- EQC
5. Committee action -- EQC decision on economic impact statement

9:00 a.m. **Agency Oversight: DEQ -- SB 97 Petroleum Tank Release Fund**

1. Overview of Fund's Financial Status -- Ms. Stockwell
2. Update on rulemaking
 - DEQ
 - Industry response & public comment
 - Questions -- EQC
3. Mixing zones and Risk Based Corrective Action
 - Ronna Alexander, Lee Bruner, Roger Noble
 - DEQ response & public comment
 - Questions -- EQC
4. Committee action, if any

10:30 a.m. **BREAK**

- 10:45 a.m. **Agency Oversight: DNRC -- Compliance & enforcement report**
1. Introduction – Ms. Stockwell
 2. Overview – DNRC
 3. Public comment
 4. Questions & discussion -- EQC
 5. Committee action, if any
- 11:45 a.m. **Update on Water Policy Interim Committee -- Mr. Kolman**
- 11:55 a.m. **Update on Energy and Telecommunications Interim Committee -- Ms. Nowakowski**
- 12:00 p.m. **Lunch**
- 1:00 p.m. **Agency Oversight: FWP – Wolf Management**
1. Introduction - Ms. Stockwell
 2. Echinococcus granulosus --
 Dr. Valerius Geist, University of Calgary
 Dr. Helen, Schwantje, Wildlife Veterinarian, British Columbia
 3. FWP -- using volunteers to assist with wolf population counts
 4. Public Comment
 5. Questions & discussion -- EQC
 6. Committee action, if any
 7. Directions to staff
- 3:00 p.m. **BREAK**
- 3:15 p.m. **Continued Council discussion of any study recommendations & possible legislation – if necessary**
1. Discussion – EQC
 2. Public comment
 3. Committee action, if any
 4. Directions to staff
- 4:40 p.m. **Public Comment** on any matter not contained in this agenda and that is within the jurisdiction of the EQC
- 4:50 p.m. **Other Business**
- 4:55 p.m. **Instructions to Staff**
- 5:00 p.m. **Adjourn**

If you plan to attend this meeting and will need services or accommodations, please contact Hope Stockwell (406-444-1640 or hstockwell@mt.gov) at least 5 working days before the meeting.